

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

FRED REEVES,

Case No. 2:05-cv-169

Plaintiff,

Hon. Richard Alan Enslen

v.

SANDRA MONROE, *et al.*,

Defendants. /

**ORDER AND PARTIAL
JUDGMENT**

In accordance with an Opinion filed on this date;

IT IS HEREBY ORDERED that Plaintiff Fred Reeves' Objections (Dkt. No. 148) are **GRANTED IN PART** and **DENIED IN PART** and the Report and Recommendation (Dkt. No. 141) is **ADOPTED IN PART** and **AMENDED IN PART**.

IT IS FURTHER ORDERED that Defendants' Motion to Dismiss (Dkt. No. 72) is **GRANTED IN PART** and **DENIED IN PART**. The motion is **GRANTED** in that Defendant Bauman is **DISMISSED WITH PREJUDICE** for failure of Plaintiff to state a claim upon which relief can be granted, and Defendant Dahlstrom is **DISMISSED WITHOUT PREJUDICE** for failure of Plaintiff to exhaust administrative remedies. In all other respects, Defendants' Motion to Dismiss is **DENIED**.

IT IS FURTHER ORDERED that Defendants' Motions to Revoke Pauper Status (Dkt. No. 82 & 100) are **DENIED**.

IT IS FURTHER ORDERED that Plaintiff Fred Reeves' Second Motion to Amend (Dkt. No. 110) is **DENIED**.

Dated in Kalamazoo, MI:
September 19, 2006

/s/Richard Alan Enslen
Richard Alan Enslen
Senior United States District Judge